



# City of Jonesboro

900 West Monroe  
Jonesboro, AR 72401

## Council Agenda City Council

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Tuesday, September 6, 2011

6:30 PM

Huntington Building

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### **SPECIAL CALLED FINANCE COMMITTEE MEETING AT 3 P.M.**

*City Council Chambers, Huntington Building*

### **PUBLIC WORKS COMMITTEE MEETING AT 5:30 P.M.**

*City Council Chambers, Huntington Building*

### **1. CALL TO ORDER BY MAYOR PERRIN AT 6:30 P.M.**

### **2. PLEDGE OF ALLEGIANCE AND INVOCATION**

### **3. ROLL CALL BY CITY CLERK DONNA JACKSON**

### **4. SPECIAL PRESENTATIONS**

**COM-11:062** Special presentation to the family of Cecil Province, Jr.

**Sponsors:** Mayor's Office

**COM-11:067** Proclamation by the Mayor to the students of Nettleton and Valley View High Schools promoting community efforts

**Sponsors:** Mayor's Office

### **5. CONSENT AGENDA**

*All items listed below will be voted on in one motion unless a council member requests a separate action on one or more items.*

**MIN-11:073** Minutes for the City Council meeting on August 16, 2011.

**Attachments:** [Minutes](#)

**RES-11:139** A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN ENGAGEMENT LETTER FOR AUDIT SERVICES OF FEDERAL AWARDS WITH FREEMAN & COMPANY, CPA

**Sponsors:** Finance

**Attachments:** [Freeman & Co](#)

**Legislative History**

8/23/11 Finance & Administration Recommended to Council  
Council Committee

## **6. NEW BUSINESS**

### *ORDINANCES ON FIRST READING*

**ORD-11:067** AN ORDINANCE TO AMEND CHAPTER 117, ARTICLE III, KNOWN AS THE ZONING ORDINANCE OF THE CITY OF JONESBORO, ARKANSAS, PROVIDING FOR CHANGES IN ZONING BOUNDARIES FROM R-2 TO RM-16 LUO FOR PROPERTY LOCATED AT 3813/3815 EAST HIGHLAND DRIVE AS REQUESTED BY DUYEN TRAN

**Attachments:** [Plat](#)  
[MAPC Report](#)

## **7. UNFINISHED BUSINESS**

### *ORDINANCES ON SECOND READING*

**ORD-11:058** AN ORDINANCE ESTABLISHING AN ADOPT A STREAM PROGRAM AND ADOPTING GUIDELINES AND POLICES FOR PUBLIC PARTICIPATION IN LITTER REMOVAL FROM PUBLIC DRAINAGEWAYS IN THE CITY OF JONESBORO

**Sponsors:** Engineering

**Attachments:** [Adopt a Stream - Agreement.pdf](#)  
[Adopt a Stream - Guidelines.pdf](#)  
[Adopt a Stream - Policy Statement.pdf](#)

**Legislative History**

8/2/11 Public Works Council Recommended to Council  
Committee

8/16/11 City Council Held at one reading

**ORD-11:059** AN ORDINANCE TO AMEND SECTION 9.2 OF THE STORMWATER DRAINAGE DESIGN MANUAL WITH REGARDS TO NONRESIDENTIAL STRUCTURES IN ZONES AE, AH, AO, AND A

**Sponsors:** Engineering

**Legislative History**

8/2/11 Public Works Council Recommended to Council  
Committee

8/16/11 City Council Held at one reading

### *ORDINANCES ON THIRD READING*

**ORD-11:055** AN ORDINANCE AMENDING EXISTING AND ESTABLISHING NEW TRAFFIC REGULATIONS FOR THE CITY OF JONESBORO, ARKANSAS, AND PROVIDING FOR THE ADMINISTRATION AND ENFORCEMENT THEREOF

**Sponsors:** Police Department

**Legislative History**

7/19/11	Public Safety Council Committee	Recommended to Council
8/2/11	City Council	Held at one reading
8/16/11	City Council	Held at second reading

**ORD-11:062** AN ORDINANCE TO AMEND CHAPTER 117, KNOWN AS THE ZONING ORDINANCE PROVIDING FOR CHANGES IN ZONING BOUNDARIES FROM R-1 TO C-3 FOR PROPERTY LOCATED AT 2216 SPENCE CIRCLE AS REQUESTED BY TOBY ALEXANDER

**Attachments:** [Plat](#)  
[MAPC Report](#)

**Legislative History**

8/16/11	City Council	Waive Second Reading
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**8. MAYOR'S REPORTS****9. CITY COUNCIL REPORTS****10. PUBLIC COMMENTS**

*Public Comments are limited to 5 minutes per person for a total of 15 minutes.*

**11. ADJOURNMENT**



# City of Jonesboro

515 West Washington  
Jonesboro, AR 72401

## Legislation Details (With Text)

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**File #:** COM-11:062    **Version:** 1    **Name:** Presentation to the family of Cecil Province, Jr.  
**Type:** Other Communications    **Status:** To Be Introduced  
**File created:** 8/17/2011    **In control:** City Council  
**On agenda:**    **Final action:**  
**Title:** Special presentation to the family of Cecil Province, Jr.  
**Sponsors:** Mayor's Office  
**Indexes:** City Council Commendations, Mayor's Commendations  
**Code sections:**  
**Attachments:**

Date	Ver.	Action By	Action	Result
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Title  
Special presentation to the family of Cecil Province, Jr.



## Legislation Details (With Text)

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**File #:** COM-11:067    **Version:** 1    **Name:** Proclamations to Nettleton and Valley View High Schools  
**Type:** Other Communications    **Status:** To Be Introduced  
**File created:** 8/31/2011    **In control:** City Council  
**On agenda:**    **Final action:**  
**Title:** Proclamation by the Mayor to the students of Nettleton and Valley View High Schools promoting community efforts  
**Sponsors:** Mayor's Office  
**Indexes:** Mayor's Commendations  
**Code sections:**  
**Attachments:**

Date	Ver.	Action By	Action	Result
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**Title**

Proclamation by the Mayor to the students of Nettleton and Valley View High Schools promoting community efforts



# City of Jonesboro

515 West Washington  
Jonesboro, AR 72401

## Legislation Details (With Text)

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**File #:** MIN-11:073    **Version:** 1    **Name:**  
**Type:** Minutes    **Status:** To Be Introduced  
**File created:** 8/29/2011    **In control:** City Council  
**On agenda:**    **Final action:**  
**Title:** Minutes for the City Council meeting on August 16, 2011.  
**Sponsors:**  
**Indexes:**  
**Code sections:**  
**Attachments:** [Minutes](#)

Date	Ver.	Action By	Action	Result
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title  
Minutes for the City Council meeting on August 16, 2011.



# City of Jonesboro

900 West Monroe  
Jonesboro, AR 72401

## Meeting Minutes City Council

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Tuesday, August 16, 2011

6:30 PM

Huntington Building

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### PUBLIC SAFETY COMMITTEE MEETING AT 5:30 P.M.

### NOMINATING & RULES COMMITTEE MEETING AT 6:15 P.M.

#### 1. CALL TO ORDER BY MAYOR PERRIN AT 6:30 P.M.

#### 2. PLEDGE OF ALLEGIANCE AND INVOCATION

#### 3. ROLL CALL BY CITY CLERK DONNA JACKSON

**Present** 11 - Darrel Dover; Ann Williams; Charles Frierson; Chris Moore; John Street; Mitch Johnson; Tim McCall; Gene Vance; Rennell Woods; Mikel Fears and Charles Coleman

**Absent** 1 - Chris Gibson

#### 4. SPECIAL PRESENTATIONS

#### 5. CONSENT AGENDA

#### *Approval of the Consent Agenda*

**A motion was made by Councilman Chris Moore, seconded by Councilman John Street, to Approve the Consent Agenda. A motion was made that these files be approved by consent voice vote**

**Aye:** 11 - Darrel Dover; Ann Williams; Charles Frierson; Chris Moore; John Street; Mitch Johnson; Tim McCall; Gene Vance; Rennell Woods; Mikel Fears and Charles Coleman

**Absent:** 1 - Chris Gibson

**MIN-11:067** Minutes for the City Council meeting on August 2, 2011.

**Attachments:** [Minutes](#)

**This item was PASSED on the consent agenda.**

**RES-11:122** A RESOLUTION EXPRESSING THE WILLINGNESS OF THE CITY OF JONESBORO TO UTILIZE FEDERAL-AID ENHANCEMENT FUNDS

**Sponsors:** Engineering

**This item was PASSED on the consent agenda.**

Enactment No: R-EN-090-2011

**RES-11:124** A RESOLUTION TO THE CITY COUNCIL OF THE CITY OF JONESBORO, ARKANSAS ACCEPTING RIGHT-OF-WAY ACQUIRED FOR THE CARAWAY RD SAFETY ENHANCEMENT PROJECT - AHTD JOB NO. 100521

**Sponsors:** Engineering

**Attachments:** [Tract 7 - Kitterman Realty to City.pdf](#)  
[Tract 8 - Jonesboro Country Club to City.pdf](#)  
[Tract 9 - Jonesboro Real Estate Holdings Co to City.pdf](#)  
[Tract 12 - Esther Lea Kitterman to City.pdf](#)  
[Tract 13 - Jonesboro Real Estate Holdings Co to City.pdf](#)  
[100521 Right-of-Way Map.pdf](#)

**This item was PASSED on the consent agenda.**

Enactment No: R-EN-091-2011

**RES-11:125** A RESOLUTION TO THE CITY OF JONESBORO, ARKANSAS AUTHORIZING THE MAYOR AND CITY CLERK TO ACCEPT THIS EASEMENT AND RIGHT-OF-WAY FOR THE PURPOSE OF CONSTRUCTION OF A RAILROAD IN THE INDUSTRIAL PARK

**Sponsors:** Engineering

**Attachments:** [Easement and Right of Way.pdf](#)

**This item was PASSED on the consent agenda.**

Enactment No: R-EN-092-2011

**RES-11:126** A RESOLUTION TO ACCEPT A MAINTENANCE AGREEMENT FOR STORMWATER MANAGEMENT FACILITIES FOR BARRINGTON PARK, PHASE 5, A RESIDENTIAL SUBDIVISION

**Sponsors:** Engineering

**Attachments:** [Maintenance Agreement.pdf](#)

**This item was PASSED on the consent agenda.**

Enactment No: R-EN-093-2011

**RES-11:129** RESOLUTION TO REQUEST FREE UTILITY SERVICE FROM CITY WATER AND LIGHT FOR TRAFFIC SIGNALS

**This item was PASSED on the consent agenda.**

Enactment No: R-EN-094-2011

**RES-11:130** A RESOLUTION TO CONTRACT WITH SUDDEN LINK COMMUNICATIONS FOR SPONSORSHIP OF BASEBALL FIELDS AT JOE MACK CAMPBELL PARK



**Sponsors:** Parks & Recreation

**This item was PASSED on the consent agenda.**

Enactment No: R-EN-095-2011

**RES-11:132** A RESOLUTION TO THE CITY COUNCIL FOR THE CITY OF JONESBORO ACCEPTING A PERMANENT DRAINAGE EASEMENT AND AN AGREEMENT GRANTING AN EASEMENT.

**Sponsors:** Mayor's Office

**Attachments:** [Exhibit A Easement Agreement](#)  
[Acknowledgement](#)

**This item was PASSED on the consent agenda.**

Enactment No: R-EN-096-2011

## **6. NEW BUSINESS**

### *ORDINANCES ON FIRST READING*

**ORD-11:058** AN ORDINANCE ESTABLISHING AN ADOPT A STREAM PROGRAM AND ADOPTING GUIDELINES AND POLICES FOR PUBLIC PARTICIPATION IN LITTER REMOVAL FROM PUBLIC DRAINAGEWAYS IN THE CITY OF JONESBORO

**Sponsors:** Engineering

**Attachments:** [Adopt a Stream - Agreement.pdf](#)  
[Adopt a Stream - Guidelines.pdf](#)  
[Adopt a Stream - Policy Statement.pdf](#)

*Councilman Moore offered the ordinance for first reading by title only.*

*Mayor Perrin stated there was no hurry with this ordinance. Councilman Street asked for a brief discussion concerning the ordinance. City Engineer Craig Light explained this is identical to the Adopt A Street Program, but it's for drainageways. It is focused towards detention pond areas and will have to be approved by staff for someone to adopt it. He further explained they don't currently have any interested groups, but they wanted to get an ordinance in place in case anyone comes forward. He stated the detention ponds tend to collect litter and the group would clean up the detention ponds.*

**This ordinance was Held at one reading.**

**ORD-11:059** AN ORDINANCE TO AMEND SECTION 9.2 OF THE STORMWATER DRAINAGE DESIGN MANUAL WITH REGARDS TO NONRESIDENTIAL STRUCTURES IN ZONES AE, AH, AO, AND A

**Sponsors:** Engineering

*Councilman Street offered the ordinance for first reading by title only.*

*Councilman Moore asked that the ordinance be held at one reading.*

**This ordinance was Held at one reading.**

**ORD-11:060** ORDINANCE AUTHORIZING A MEMBER OF THE JONESBORO CITY COUNCIL TO DO BUSINESS WITH THE CITY OF JONESBORO, ARKANSAS AND DECLARING AN EMERGENCY

**Sponsors:** Finance and Mayor's Office

*Councilman Moore offered the ordinance for first reading by title only.*

*Councilman Moore motioned, seconded by Councilman Vance, to suspend the rules and waive second and third readings. All voted aye.*

*After passage of the ordinance, Councilwoman Williams motioned, seconded by Councilman Moore, to adopt the emergency clause. All voted aye.*

**A motion was made by Councilman Chris Moore, seconded by Councilman John Street, that this matter be Passed . The motion PASSED by a unanimous vote**

**Aye:** 11 - Darrel Dover; Ann Williams; Charles Frierson; Chris Moore; John Street; Mitch Johnson; Tim McCall; Gene Vance; Rennell Woods; Mikel Fears and Charles Coleman

**Absent:** 1 - Chris Gibson

Enactment No: O-EN-044-2011

**ORD-11:061** AN ORDINANCE TO WAIVE COMPETITIVE BIDDING AND AUTHORIZE PURCHASE OF FIBER OPTIC LINES TO CITY TOWER FOR THE FIRE DEPARTMENT.

**Sponsors:** Finance, E911, Fire Department and Information Systems

**Attachments:** [Fiber quote Tall Birch](#)  
[Ritter Tall Birch T1 charges 07-25-2011](#)

*Councilwoman Williams offered the ordinance for first reading by title only.*

*Councilman Moore asked for a brief update as to why this item has the emergency clause. Information Systems Director Erick Woodruff explained T1 lines currently exist at the tower, but need to be upgraded to fiber optic for the 911 Dispatch Center. He added the City has a five-year contract with Ritter for the T1 lines. 911 Director Jeff Presley stated the reason for the emergency is due to the T1 lines going out during certain weather events, such as heavy rain.*

*Councilman Coleman stated he doesn't have a problem with the ordinance, but the information needs to be in writing to make sure everyone is aware of the reasons for waiving bidding and the emergency clause. He asked for information to be put in writing.*

*Councilman Fears added he also has no problem with the ordinance or with it being an emergency. He explained his objection to the ordinance as discussed at a previous Finance meeting is due to it being bad practice to take the first quote given by a company without taking bids from other companies. He noted this is not the first time this has happened with the Information Systems Department.*

*Mr. Presley further explained the issues with the T1 lines got worse after they started adding equipment, which prohibited them from paging public safety officers. He noted a radio company out of Little Rock came up here to find out what was wrong with the*

system and to pinpoint it to the T1 lines. Councilman Fears stated if T1 lines were going down enough to lose radios, then either Ritter or Mr. Woodruff should've known that and it shouldn't have taken a radio company from Little Rock to figure out the problem.

Mr. Woodruff explained the reason the City needs to upgrade to fiber optics is because T1 lines have proven to be unreliable, unsustainable and affected by weather issues. Councilman Fears then questioned why the City signed a contract for T1 lines if they are not reliable or sustainable. Mr. Woodruff answered is problems started after the contract was signed and the City started adding equipment to the lines.

Councilman Fears noted he has received several questions from individuals who were concerned about upgrading a system that was just put in place not long ago.

Councilman Moore motioned, seconded by Councilman Vance, to suspend the rules and waive second and third readings. All voted aye, with the exception of Councilman Fears who abstained from voting.

After passage of the ordinance, Councilman Moore motioned, seconded by Councilwoman Williams, to adopt the emergency clause. All voted aye, with the exception of Councilman Fears who abstained from voting.

**A motion was made by Councilman Chris Moore, seconded by Councilwoman Ann Williams, that this matter be Passed . The motion PASSED by a unanimous vote**

**Aye:** 10 - Darrel Dover; Ann Williams; Charles Frierson; Chris Moore; John Street; Mitch Johnson; Tim McCall; Gene Vance; Rennell Woods and Charles Coleman

**Absent:** 1 - Chris Gibson

**Abstain:** 1 - Mikel Fears

Enactment No: O-EN-045-2011

**ORD-11:062**

AN ORDINANCE TO AMEND CHAPTER 117, KNOWN AS THE ZONING ORDINANCE PROVIDING FOR CHANGES IN ZONING BOUNDARIES FROM R-1 TO C-3 FOR PROPERTY LOCATED AT 2216 SPENCE CIRCLE AS REQUESTED BY TOBY ALEXANDER

**Attachments:** [Plat](#)  
[MAPC Report](#)

Councilman Moore offered the ordinance for first reading by title only.

Councilman Moore questioned whether there was any opposition to the rezoning. Mayor Perrin answered no.

**A motion was made by Councilman Chris Moore, seconded by Councilman Mitch Johnson, to Waive Second Reading . The motion PASSED by a unanimous vote**

**Aye:** 11 - Darrel Dover; Ann Williams; Charles Frierson; Chris Moore; John Street; Mitch Johnson; Tim McCall; Gene Vance; Rennell Woods; Mikel Fears and Charles Coleman

**Absent:** 1 - Chris Gibson

**7. UNFINISHED BUSINESS***ORDINANCES ON SECOND READING*

**ORD-11:055** AN ORDINANCE AMENDING EXISTING AND ESTABLISHING NEW TRAFFIC REGULATIONS FOR THE CITY OF JONESBORO, ARKANSAS, AND PROVIDING FOR THE ADMINISTRATION AND ENFORCEMENT THEREOF

**Sponsors:** Police Department

**This item was Held at second reading.**

**8. MAYOR'S REPORTS**

**COM-11:064** Legal report as given by City Attorney Phillip Crego at the City Council meeting on August 16, 2011.

**Attachments:** [Legal Report](#)

*City Attorney Crego explained the legal report looks good and the City has the fewest amount of pending lawsuits that he's seen in his tenure.*

*Concerning the Dr. Edwards case as listed in the APERMA update, City Attorney Crego stated the appeals court ruled in favor of the City. He added unless something has been filed since Monday, then the case should be speedily resolved. He noted the Prunty lawsuit has been continued and the trial has not been rescheduled.*

*Councilman Moore questioned whether the Country Garden Apartments lawsuit was against one person or the whole complex. City Attorney Crego stated it was against the whole complex and they are expecting a judgment at the trial on September 6.*

**This item was Read.**

**COM-11:065** Financial reports as provided to the City Council at the meeting on August 16, 2011.

**Attachments:** [2011 Franchise Fees Period Comparison](#)  
[2011 Hotel tax \(cash \)](#)  
[2011 Hotel tax \(cash \) & Comparison Report](#)  
[2011 July Expense](#)  
[2011 July Revenues](#)  
[2011 July State Turnback Budget Comparison](#)  
[2011 Sales Tax Revenue - Cash Basis](#)  
[2011 July State Turnback Comparison Report](#)  
[Deposit Collateralization Report](#)  
[July Public Safety Tax vs Expenditures](#)  
[Required Reserves-7-31-11](#)  
[Stmt of Rev Exp and Changes in FB-7-31-11](#)

*Financial reports will be sent out via email tomorrow. O&M revenues are over expenses \$677,585 through July. Including other funds, revenues are over expenses by \$874,000 total. Total expenditures are over budget \$505,327. Revenues are over*

*budget \$1,840,328. The first seven months have gone very well concerning the budget.*

**This item was Read.**

*Mayor Perrin discussed the following items:*

*He will be attending an AML Executive Committee meeting starting tomorrow through Thursday in Harrison.*

*On September 22nd, he, along with Councilman Coleman, Grants Administrator Heather Clements and Grants Coordinator Emma Agnew will be attending meetings in Little Rock with two state agencies and the Rockefeller Foundation. The meetings tie back to CDBG funding.*

## **9. CITY COUNCIL REPORTS**

*Councilman Street referred to the housing study and asked for it to be clarified. Mayor Perrin stated the City of Jonesboro is not paying for the housing study; rather, it will be paid for by the Residential Housing Board. The study is being done to work with the Chamber of Commerce and the Jonesboro 2030 Committee. He explained it will be a full, comprehensive housing study for the entire City. Councilman Street added it will assist when applying for grant funding.*

*Councilwoman Williams noted the Finance Committee meeting on Tuesday, August 23, will be starting at 3 p.m. at the Huntington Building.*

*Councilman Moore motioned, seconded by Councilman Street, to suspend the rules and add RES-11:105, RES-11:114 and RES-11:140 to the agenda. All voted aye.*

**RES-11:105** RESOLUTION TO FILL THE UNEXPIRED TERM OF GAYLE VICKERS ON THE COMPREHENSIVE PLANNING ADVISORY COMMISSION (CPAC) WITH AN EXPIRATION DATE OF DECEMBER 31, 2011

**Sponsors:** Mayor's Office

**A motion was made by Councilman Chris Moore, seconded by Councilwoman Ann Williams, that this matter be Passed . The motion PASSED by a unanimous vote**

**Aye:** 11 - Darrel Dover; Ann Williams; Charles Frierson; Chris Moore; John Street; Mitch Johnson; Tim McCall; Gene Vance; Rennell Woods; Mikel Fears and Charles Coleman

**Absent:** 1 - Chris Gibson

Enactment No: R-EN-097-2011

**RES-11:114** RESOLUTION TO FILL THE UNEXPIRED TERM OF KEN YARBROUGH ON THE CRAIGHEAD COUNTY SOLID WASTE DISPOSAL AUTHORITY WITH AN EXPIRATION DATE OF JULY 31, 2013

**Sponsors:** Mayor's Office

**A motion was made by Councilman Chris Moore, seconded by Councilman John Street, that this matter be Passed . The motion PASSED by a unanimous**

**vote**

**Aye:** 11 - Darrel Dover; Ann Williams; Charles Frierson; Chris Moore; John Street; Mitch Johnson; Tim McCall; Gene Vance; Rennell Woods; Mikel Fears and Charles Coleman

**Absent:** 1 - Chris Gibson

Enactment No: R-EN-098-2011

**RES-11:140**

A RESOLUTION TO MAKE APPOINTMENTS/REAPPOINTMENTS TO BOARDS AND COMMISSIONS AS RECOMMENDED BY MAYOR PERRIN

**Sponsors:** Mayor's Office

**A motion was made by Councilman Chris Moore, seconded by Councilwoman Ann Williams, that this matter be Passed . The motion PASSED by a unanimous vote**

**Aye:** 11 - Darrel Dover; Ann Williams; Charles Frierson; Chris Moore; John Street; Mitch Johnson; Tim McCall; Gene Vance; Rennell Woods; Mikel Fears and Charles Coleman

**Absent:** 1 - Chris Gibson

Enactment No: R-EN-099-2011

*Councilman Moore referred to the 33 acres of property the City will be receiving from Dr. Edwards. He recommended the Building Committee start looking into what the City can do with it. Mayor Perrin stated it will be added to the real estate book and there will be a Building Committee meeting to discuss the property.*

*Councilman Frierson motioned, seconded by Councilman Moore, to suspend the rules and add RES-11:138 to the agenda. All voted aye.*

**RES-11:138**

A RESOLUTION TO PARTICIPATE UNDER THE 2012 ARKANSAS DEPARTMENT OF PARKS AND TOURISM'S OUTDOOR RECREATION GRANT PROGRAM

**Sponsors:** Grants

**A motion was made by Councilman Charles Frierson, seconded by Councilman Rennell Woods, that this matter be Passed . The motion PASSED by a unanimous vote**

**Aye:** 11 - Darrel Dover; Ann Williams; Charles Frierson; Chris Moore; John Street; Mitch Johnson; Tim McCall; Gene Vance; Rennell Woods; Mikel Fears and Charles Coleman

**Absent:** 1 - Chris Gibson

Enactment No: R-EN-100-2011

**10. PUBLIC COMMENTS**

*Dr. Norman Stafford expressed concern over minorities in the public safety departments in the City. He noted less than 2% of the police force is African American and there is a similar situation in the Fire Department. He added there are also only a few Hispanics and females in the public safety departments. Councilman*

Moore explained testing for fire and police takes place several times a year and that Dr. Stafford should encourage everyone to apply. Councilman Fears noted the testing for the Fire Department is performed by the Civil Service Commission, which is separate from City Council and the Mayor's Office. Dr. Stafford asked how minorities can be better represented. Councilman Moore recommended Dr. Stafford encourage more people to test. Councilman Fears noted the testing dates are advertised in the newspaper. Councilman Frierson also recommended the Fire and Police Chiefs discuss hiring polices at the next meeting in order to inform the public. Councilman Woods added it would be beneficial to also know how many African Americans and other minorities have applied for the positions.

Fire Chief Leonard Jadrich explained the Fire Department hiring process, stating there is six-weeks of advance notice with tests being on the first weekend of November. He noted applicants have to pass a physical agility test and a written test. He stated in the last ten years there has only been one female apply, two or three African Americans apply and there has never been a Hispanic person apply for a fire position. Chief Jadrich further explained about ten years ago they tried to recruit people in the Hispanic community because they were in need of individuals who speak Spanish, but they just didn't apply. He discussed the testing and added testing is similar for the Police Department, although they do not have a Civil Service system.

Councilman Johnson questioned whether the City has been pro-active concerning constructing facilities for females in the new fire houses. Chief Jadrich answered yes, the new fire stations have separate bathroom facilities and sleeping quarters for females. He added it's just difficult to get them to apply.

Ms. Felicia Parks questioned whether there is an affirmative action plan for the City and, if so, who is the affirmative action officer. Mayor Perrin answered yes, the City does have an affirmative action plan but he is unsure would the affirmative action officer would be. He added he thinks the person to speak with would be Human Resources Director Gloria Roark. He explained six months ago he hired an attorney from Little Rock, Carolyn Witherspoon, to bring all the City's policies up to date. He is hoping to present that to the Council in the near future. Ms. Parks then questioned whether there are any particular recruiting efforts for minorities in those particular departments, being Fire and Police. City Attorney Crego explained the Police Department does that and he recommended Ms. Roark also speak at the next meeting because she'll have answers to a lot of the questions.

Mr. Reginald Prunty questioned what the current recruitment strategies are for the Police and Fire Departments and in what ways do the application processes conform with federal guidelines for employment section procedures. He also questioned in what ways the Jonesboro recruitment policies have an adverse affect on the selection of minorities. He asked if there is something in place to recruit minorities. Mayor Perrin stated he thinks the City has that in place, but would like to defer the questions to Ms. Roark at the next meeting.

Councilman Moore stated all the policies aren't going to be helpful if people don't apply for the jobs. He asked that Mr. Prunty help the City by encouraging citizens to apply for the positions. Mr. Prunty stated he agreed. He added that people need to know they have an opportunity to be hired so they will be willing to apply.

Mr. John Gibson of Brookland commended the Fire Chief for his outreach to the Hispanic community. He stated Jonesboro could be an even greater community if it was more inclusive to all of the citizens for employment in the Police and Fire Departments. He explained the minority employment is extremely low, but there are

*minority recruitments that can be duplicated in Jonesboro. He asked the City to call upon the local resources to make Jonesboro an even more wonderful community.*

*Councilman Woods reiterated Councilman Moore’s comments and noted everyone has an opportunity to encourage the citizens to participate in the testing. Councilman Moore suggested Mr. Gibson, Ms. Parks and Mr. Prunty form their own committee to come up with recommendations for the City in order to get more minorities to apply for fire and police positions.*

**11. ADJOURNMENT**

**A motion was made by Councilman Mitch Johnson, seconded by Councilman Chris Moore, that this meeting be Adjourned . The motion PASSED by a unanimous vote**

**Aye:** 11 - Darrel Dover;Ann Williams;Charles Frierson;Chris Moore;John Street;Mitch Johnson;Tim McCall;Gene Vance;Rennell Woods;Mikel Fears and Charles Coleman

**Absent:** 1 - Chris Gibson

\_\_\_\_\_ **Date:** \_\_\_\_\_  
**Harold Perrin, Mayor**

**Attest:**

\_\_\_\_\_ **Date:** \_\_\_\_\_  
**Donna Jackson, City Clerk**





## Legislation Details (With Text)

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**File #:** RES-11:139    **Version:** 1    **Name:**  
**Type:** Resolution    **Status:** Recommended to Council  
**File created:** 8/9/2011    **In control:** Finance & Administration Council Committee  
**On agenda:**    **Final action:**  
**Title:** A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN ENGAGEMENT LETTER FOR AUDIT SERVICES OF FEDERAL AWARDS WITH FREEMAN & COMPANY, CPA  
**Sponsors:** Finance  
**Indexes:**  
**Code sections:**  
**Attachments:** [Freeman & Co](#)

Date	Ver.	Action By	Action	Result
8/23/2011	1	Finance & Administration Council Committee		

title  
A RESOLUTION AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE AN ENGAGEMENT LETTER FOR AUDIT SERVICES OF FEDERAL AWARDS WITH FREEMAN & COMPANY, CPA  
body

WHEREAS, entities that expend \$500,000 or more annually in federal financial assistance must have a audit performed in accordance with the Single Audit Act Amendments of 1996 and the Office of Management and Budget Circular A-133, Audits of States, Local Governments and Nonprofit Organizations, and

WHEREAS, the City of Jonesboro has worked with Freeman & Company since 2004 to complete the above audit submission to federal agencies, and

WHEREAS, the funding for the execution of this award comes from existing budget appropriations in the Finance Department.

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Jonesboro, Arkansas that:

The Mayor and City Clerk are hereby authorized to execute such documents as are necessary to effectuate this agreement.



Legislation Details (With Text)

**File #:** ORD-11:067    **Version:** 1    **Name:** Rezoning by Duyen Tran  
**Type:** Ordinance    **Status:** First Reading  
**File created:** 8/31/2011    **In control:** City Council  
**On agenda:**    **Final action:**  
**Title:** AN ORDINANCE TO AMEND CHAPTER 117, ARTICLE III, KNOWN AS THE ZONING ORDINANCE OF THE CITY OF JONESBORO, ARKANSAS, PROVIDING FOR CHANGES IN ZONING BOUNDARIES FROM R-2 TO RM-16 LUO FOR PROPERTY LOCATED AT 3813/3815 EAST HIGHLAND DRIVE AS REQUESTED BY DUYEN TRAN  
**Sponsors:**  
**Indexes:** Rezoning  
**Code sections:**  
**Attachments:** [Plat](#)  
[MAPC Report](#)

Date	Ver.	Action By	Action	Result
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title  
AN ORDINANCE TO AMEND CHAPTER 117, ARTICLE III, KNOWN AS THE ZONING ORDINANCE OF THE CITY OF JONESBORO, ARKANSAS, PROVIDING FOR CHANGES IN ZONING BOUNDARIES  
body  
WHEREAS, the following described land located in Jonesboro, Craighead County, Arkansas, is currently zoned “R-2”, residential use clarification (the “Property”):

The East 135 feet of Lot 3 of Thorn’s Addition to the City of Jonesboro, Arkansas as Recorded in Deed Book 29, Page 125, in the Office of Craighead County Circuit Clerk, Jonesboro, Arkansas.

WHEREAS, the Jonesboro Metropolitan Area Planning Commission has recommended that the Property be rezoned to a RM-16 L.U.O. 8 Units Maximum and

WHEREAS, all applicable laws, rules and regulations have been complied with in presenting this Ordinance to the City Council.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Jonesboro, Arkansas, that:

SECTION I: The Zoning Ordinance of the City Council of the City of Jonesboro, Arkansas, codified as Chapter 117, Article III, of the Jonesboro Municipal Code, should be, and hereby is amended so that the Property shall be zoned as a RM-16, L.U.O. 8 units maximum.

SECTION II: The proposed limited use of the Property is residential, multi-family housing, with the following stipulations:

Conditions:

1. Bryan Street right of way should be modified, as agreed by the applicant to show 30 ft. from centerline of

street. Access drives shall satisfy city standards and be coordinated with the appropriate reviewing agencies for approval.

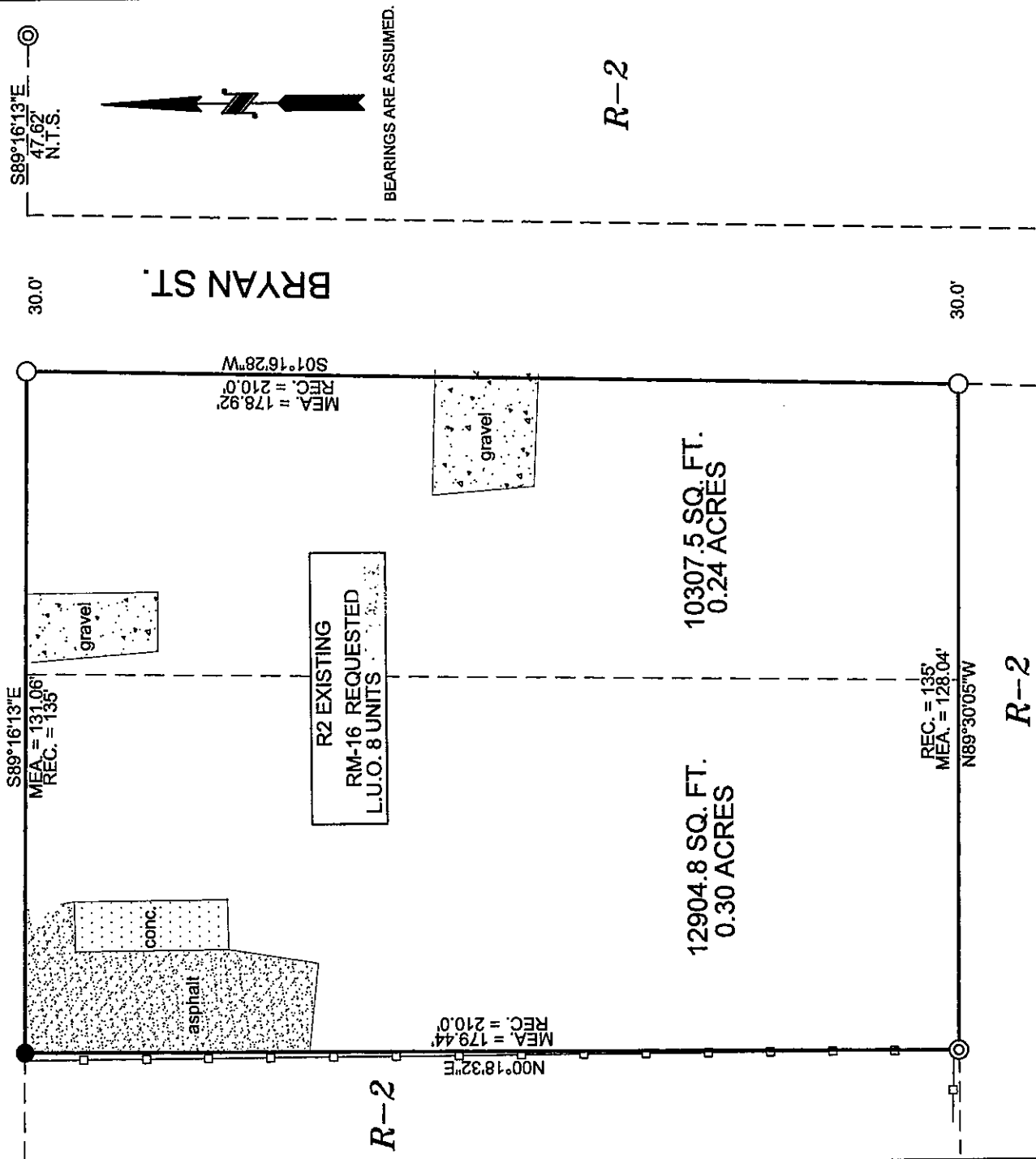
2. Details on maximum building sizes and setbacks shall be submitted for final approval in the Final Site Plan stage.

3. Signage details shall be required on the Final Site Plan as well.

4. A final site plan shall be required to be reviewed and approved by the MAPC and shall include final details on drainage, grading, access management, signage, lighting photometrics, landscaping and all site improvements approved by this petition.

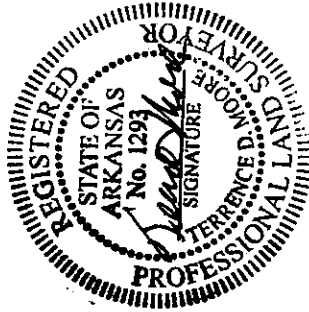
# REZONING PLAT

E. HIGHLAND AVE.



**DESCRIPTION:**

Tract #1  
 The East 135 feet of Lot 3 of Thom's Addition to the City of Jonesboro, Arkansas as Recorded in Deed Book 29, Page 125, in the Office of Craighead County Circuit Clerk, Jonesboro, Arkansas.



- LEGEND**
- ⊙ FOUND IRON PIPE
  - FOUND IRON PIN
  - AHDT R/W MARKER
  - WOOD FENCE
  - REC. RECORD
  - MEA. MEASURED
  - N.T.S. NOT TO SCALE

**SURVEYOR'S CERTIFICATION**

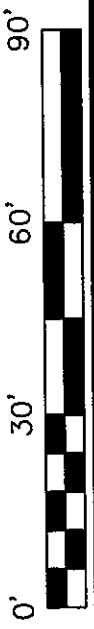
I HEREBY CERTIFY THAT THE HEREON PLATTED AND DESCRIBED SURVEY WAS COMPLETED UNDER MY SUPERVISION ON THE 20TH DAY OF JULY, 2011 AND THAT ALL MONUMENTS SHOWN HEREON ACTUALLY EXIST AND THEIR LOCATION, SIZE, TYPE AND MATERIAL ARE CORRECTLY SHOWN TO THE BEST OF MY KNOWLEDGE AND ABILITY.

*Terrence D. Moore*  
 TERENCE D. MOORE PLS No. 1293

**OWNER'S CERTIFICATION**

WE HEREBY CERTIFY THAT WE ARE THE OWNERS OF THE PROPERTY AS DESCRIBED HEREON.

*Duyen Tran*



## IM<sup>2</sup> Surveying

Doug Moore, Licensed Surveyor  
 741 Greene Co. Rd. 710  
 Paragould, Ar. 72450

Office: 870-236-7701 Cell: 870-240-3589 VAL Cell: 870-450-5053

CLIENT: Duyen Tran			
SCALE: 1" = 30'	DRAWN: TDM	CHECKED: VMK	DATE: 7-20-2011
JOB#: 11085	CRD#: 09088	DWG#: 11085-1	REV#



*City of Jonesboro City Council*  
**Staff Report – RZ 11-16: Duyen Tran 3813/3815 E. Highland Dr.**  
**Huntington Building - 900 W. Monroe**  
*For Consideration by the Council on September 6, 2011*

**REQUEST:** To consider a rezoning of a parcel of land containing 0.54 acres more or less

**PURPOSE:** A request to consider recommendation to Council for a rezoning from “R-2” Low Multi-Family to “RM-16” L.U.O. max. 8 units maximum.

**APPLICANT OWNER:** Duyen Tran, 1005 Brownstone Dr., Jonesboro AR 72401  
SAME

**LOCATION:** 3813/3815 E. Highland Dr., Jonesboro, AR

**SITE DESCRIPTION:** Tract Size: Approx. +/- 0.54 Acres  
Frontage: Approx. 131.06’ +/- E. Highland Dr.; 178.92’ +/- on Bryan Street  
Topography: Flat  
Existing Devlpmt.: Vacant Lots

<b>SURROUNDING CONDITIONS:</b>	<u>ZONE</u>	<u>LAND USE</u>
North:	C-3	Commercial
South:	R-2	Apartments
East:	R-2/C-3	Residential/Commercial
West:	R-2/C-3	Apartments / Commercial

**HISTORY:** None.

**ZONING ANALYSIS:** City Planning Staff has reviewed the proposed Zone Change and offers the following findings.

**COMPREHENSIVE PLAN FUTURE LAND USE MAP**

The Current/Future Land Use Map recommends this location as Residence Transitional. The proposed rezoning is consistent with the land use map.

**Approval Criteria- Section 14.44.05, (5a-g) - Amendments:**

The criteria for approval of a rezoning are set out below. Not all of the criteria must be given equal consideration by the planning commission or city council in reaching a decision. The criteria to be considered shall include but not be limited to the following:

- (a) Consistency of the proposal with the Comprehensive Plan
- (b) Consistency of the proposal with the purpose of the zoning ordinance.
- (c) Compatibility of the proposal with the zoning, uses and character of the surrounding area;

- (d) Suitability of the subject property for the uses to which it has been restricted without the proposed zoning map amendment;
- (e) Extent to which approval of the proposed rezoning will detrimentally affect nearby property including, but not limited to, any impact on property value, traffic, drainage, visual, odor, noise, light, vibration, hours of use/operation and any restriction to the normal and customary use of the affected property;
- (f) Length of time the subject property has remained vacant as zoned, as well as its zoning at the time of purchase by the applicant; and
- (g) Impact of the proposed development on community facilities and services, including those related to utilities, streets, drainage, parks, open space, fire, police, and emergency medical services.



*Vicinity/Zoning Map*

**Findings:**

**Master Street Plan/Transportation**

The subject site is bordered by E. Highland Dr. (State highway route), a principal arterial, and Bryan Street which is a local road. The rezoning plat shows Bryan Street at 30ft. of right of way (less than the minimum local street requirement). Driveway access drives shall be submitted and coordinated with the appropriate reviewing agency for approval.



**Zoning compliance:**

The applicant is requesting a change to a RM-16 L.U.O., max 8 units which will allow the development to proceed having with private drive/parking access Maximum building square-footages should also be demonstrated by the applicant to depict lot coverage and setbacks.

**Landscaping/Lighting/Dumpster Location/Screening/ Signage:**

The final plan should be submitted to the MAPC to illustrate location and details on Landscaping, Lighting, Dumpster Location and Screening. Parking lot calculations shall meet the minimum requirements of Zoning Ordinances.

**RECORD OF PROCEEDINGS: MAPC PUBLIC HEARING HELD AUGUST 9, 2011:**

**Applicant:** Andrea Tate, Jim Maddox Architects, representing Duyen Tran: We wish to rezone this property from R-2 to RM-16 LUO; 2 quadra-plexes, maximum 8 units. We are not asking for any variances.

**Staff:** Mr. Spriggs explained the existing conditions; The request is consistent with the current Land Use Plan, given that it is zoned R-2 Low Density Multi-family.

The applicant attempted to layout the property under the R-2 standards, and noted the rigid standards and difficulty with the allowance of one structure on any tract. They wanted to have more flexibility with the new code arrangements. We have listed a number of conditions that will deal with the buffering issues, access management, etc.

**Conditions:**

1. Bryan Street right of way should be modified, as agreed by the applicant to show 30 ft. from centerline of street. Access drives shall satisfy city standards and be coordinated with the appropriate reviewing agencies for approval.
2. Details on maximum building sizes and setbacks shall be submitted for final approval in the Final Site Plan stage.
3. Signage details shall be required on the Final Site Plan as well.
4. A final site plan shall be required to be reviewed and approved by the MAPC and shall include final details on drainage, grading, access management, signage, lighting photometrics, landscaping and all site improvements approved by this petition.

**Public Input:** NONE.

Mr. Joe Tomlinson: Noted that he had difficulty accessing the property under the existing street conditions approaching from Stevens Street, heading north on Bryan towards Highland (had to stop and back up). There is not room for two cars to pass. Service for trash and school buses will be difficult. There are two openings on Highland Drive and it would be a poor location to pick up kids. The turning radius is atrocious. What kind of street improvements are you planning on doing to this site? Ms. Tate: We are willing to work closely with the City to see how we can satisfy your needs. If we do many improvements to it, we would have to ask for a variance on our setback.

Mr. Tomlinson: I would like to see the old part of town redeveloped, but not at any cost. Right now it is open ditches, and grown up. It doesn't look good.

Ms. Tate: We can rework the layout and change the parking lot a bit. I don't really expect that my client will have to eat the entire costs. Mr. Tomlinson: I personally couldn't support it as long as that street is in the condition it is in right now.

Mr. Spriggs: Did you accommodate for the 30 ft. right of way on the west side of road? Ms. Tate: Yes, to donate it. Mr. Spriggs stated that staff made the applicant aware of the requirement of the Master Street Plan through the platting process; they are willing to do that.

Mr. White: In the first condition- would that insure that if there was an improved street, the city would require the turning radius. Mr. Tomlinson: Even if you donate the right of way, we still have an open ditch that the City won't do anything with. It is a one way path; two cars cannot go pass. The donation alone may not take care of the problem alone; it may take more than 10 years. Mr. Michael Morris noted that the ditch would have to be piped within the right of way. Mr. Tomlinson: That will help.

No Opponents were present.

Mr. Roberts asked what are the requirements for the pipe? Mr. Michael Morris stated that it would be required during the site plan review. They do have to pipe it.

Mr. White: Is Bryan St. today is a 30 ft. right of way to Stevens? There is not a full 60 ft. of right of way currently. Mr. Morris: This will only give us the 30 ft. on their side.

Mr. Spriggs noted that details could be worked out during the site plan review before the Commission.

**Commission Deliberation/Action:**

Mr. Dover asked about the structure to the east- what is the zoning. Mr. Spriggs stated that it is listed as a residence (Zoned R-2). Mr. Tomlinson asked what the applicant is willing to do.

Ms. Tate: My client would be willing to help and accommodate with the City. Mr. Tomlinson: Lot of the expenses will be done in what you are required to do anyway on the pipe installation. If a car can't get through there I wouldn't want to see a bus go through there. Ms. Tate: They get through there now. Ms. Tate: We are looking to improve it.

Mr. White: Since this is rezoning request and any final site plan or requirements of the City for the development of Bryan Street will be considered later; I make a motion that we recommend approval of this rezoning to city Council. Seconded by Mr. Lonnie Roberts.

**Roll Call Vote:** Mr. Dover- Aye; Mr. Kelton- Aye; Mr. White- Aye; Mr. Roberts – Aye; Ms. Norris- Aye; Mr. Tomlinson- Aye; Mr. Scurlock- Aye; Mr. Halsey- Chair. Absent: Mr. Hoelscher.

**Conclusion:**

The MAPC and the Planning Department Staff find that the requested Zone Change submitted by Duyen Tran, should be evaluated based on the above observations and criteria, of Case RZ 11-16, a request to rezone property from “R-2” to RM-16 L.U.O., Max. 8 Units, hereby recommended for approval to the Jonesboro City Council. It is important to staff that all the issues cited above be addressed by the applicant.

**The conditions for recommendation of approval shall include the following:**

1. Bryan Street right of way should be modified, as agreed by the applicant to show 30 ft. from centerline of street. Access drives shall satisfy city standards and be coordinated with the appropriate reviewing agencies for approval.



2. Details on maximum building sizes and setbacks shall be submitted for final approval in the Final Site Plan stage.
3. Signage details shall be required on the Final Site Plan as well.
4. A final site plan shall be required to be reviewed and approved by the MAPC and shall include final details on drainage, grading, access management, signage, lighting photometrics, landscaping and all site improvements approved by this petition.

Respectfully Submitted for Council Consideration,

Otis T. Spriggs, AICP  
Planning & Zoning Director

# Site Photographs



View looking South towards site.



View looking West adjacent from site.



View looking East adjacent from the site.



View looking West along Stevens St (South of site).





View looking North at Stevens/Bryan St. intersection.



View looking North from the abutting apartment complex parking area.





View looking South of abutting apartment complex.



View looking West of abutting apartment complex.



View looking East from subject site.



## Legislation Details (With Text)

<b>File #:</b>	ORD-11:058	<b>Version:</b>	1	<b>Name:</b>	Creation of Adopt a Stream Program
<b>Type:</b>	Ordinance	<b>Status:</b>		<b>Status:</b>	Second Reading
<b>File created:</b>	7/26/2011	<b>In control:</b>		<b>In control:</b>	Public Works Council Committee
<b>On agenda:</b>		<b>Final action:</b>		<b>Final action:</b>	
<b>Title:</b>	AN ORDINANCE ESTABLISHING AN ADOPT A STREAM PROGRAM AND ADOPTING GUIDELINES AND POLICES FOR PUBLIC PARTICIPATION IN LITTER REMOVAL FROM PUBLIC DRAINAGEWAYS IN THE CITY OF JONESBORO				
<b>Sponsors:</b>	Engineering				
<b>Indexes:</b>					
<b>Code sections:</b>					
<b>Attachments:</b>	<a href="#">Adopt a Stream - Agreement.pdf</a> <a href="#">Adopt a Stream - Guidelines.pdf</a> <a href="#">Adopt a Stream - Policy Statement.pdf</a>				

Date	Ver.	Action By	Action	Result
8/16/2011	1	City Council		
8/2/2011	1	Public Works Council Committee		

### Title

AN ORDINANCE ESTABLISHING AN ADOPT A STREAM PROGRAM AND ADOPTING GUIDELINES AND POLICES FOR PUBLIC PARTICIPATION IN LITTER REMOVAL FROM PUBLIC DRAINAGEWAYS IN THE CITY OF JONESBORO

### Body

WHEREAS, the City of Jonesboro recognizes the need to keep public drainageways free from litter and debris;

WHEREAS, citizens, business organizations, and citizen groups are encouraged to assist the City of Jonesboro in removing litter and debris from public drainageways;

WHEREAS, an Adopt a Stream Program would benefit both the City of Jonesboro and the participating volunteers;

WHEREAS, the Stormwater Management Board recommends to establish an Adopt a Stream Program in the City of Jonesboro and adopt the guidelines and polices (attached) for public participation in the program.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF JONESBORO, ARKANSAS THAT:

SECTION 1: The City of Jonesboro Adopt a Stream Program is hereby established and guidelines and policies for the Adopt a Stream Program are adopted as attached.

SECTION 2: All ordinances or part of ordinances in conflict herewith are repealed to the extent of the conflict.

SECTION 3: The provisions of this ordinance are hereby declared to be severable. In the event any portion or portions may be declared unconstitutional does not render the remaining provisions invalid. Further, all ordinances and parts of ordinances in conflict herewith are hereby repealed to the extent of said conflict.



**CITY OF JONESBORO  
ADOPT-A-STREAM PROGRAM  
AGREEMENT**

**WHEREAS,** the City of Jonesboro and \_\_\_\_\_ recognize the need and desirability of litter-free drainageways; and

**WHEREAS,** the \_\_\_\_\_ is aware of the hazardous nature of the work which is to be performed and agrees to conduct its litter control activities in accordance with the City's guidelines for the program.

**NOW THEREFORE,** the City of Jonesboro recognizes \_\_\_\_\_ as the adopting organization for:

Drainageway \_\_\_\_\_  
From \_\_\_\_\_ to \_\_\_\_\_  
Description \_\_\_\_\_

**FURTHERMORE,** \_\_\_\_\_ accepts the responsibility of picking up litter on this section of drainageway at least *four times annually* and agrees to promote a litter-free environment in the community for a \_\_\_\_\_ year period beginning \_\_\_\_\_ and ending \_\_\_\_\_.

\_\_\_\_\_  
Adopting Organization

\_\_\_\_\_  
Contact/Safety Representative

\_\_\_\_\_  
Mayor

\_\_\_\_\_  
Date

\_\_\_\_\_  
Mailing Address

\_\_\_\_\_  
City Clerk

\_\_\_\_\_  
Date

\_\_\_\_\_  
City State Zip Code

\_\_\_\_\_  
Phone Number



**CITY OF JONESBORO**  
**GUIDELINES FOR CONDUCTING ADOPT A STREAM PROGRAM**

\_\_\_\_\_, an organization/individual(s) requesting to adopt a section of Drainageway for litter control, agrees to comply with the following guidelines governing the Adopt A Stream Program:

- No litter pickup will be performed unless the adopting organization has turned in a Release and Waiver Agreement signed by each volunteer or their parent/guardian, if applicable, who will be participating in the pickup.
- All litter pickup activities will be restricted to the areas within City easements.
- No person under the age of 11 years will be permitted to pick up litter within the drainageway. All persons between the ages of 11 and 18 must be accompanied by at least one adult per 5 persons under age 18.
- Each organization shall designate a Contact/Safety Representative who will arrange to meet with the Street Superintendent prior to the first scheduled litter pickup and at least annually thereafter.
- A safety meeting will be conducted immediately prior to each scheduled litter pickup. The City will assist the adopting organization in planning the meeting. In this meeting, the workers should be apprised of the hazardous nature of the work which they will be performing.
- No litter pickup will be performed unless the adopting organization has displayed the appropriate advance warning signs. (City will furnish the appropriate signs.)
- All persons engaged in litter pickup on the right of way will wear an appropriate safety vest. (City will furnish the appropriate safety vest.)
- The group shall obtain required vests and bags from the Street Department between the hours of 1 to 4 at least 2 days prior to pickup event.
- All persons engaged in letter pickup will wear gloves. (Adopting organization or volunteer will furnish gloves)
- Vests and unused bags furnished by the Street Department shall be returned to the Department within one week following a cleanup.
- Place all bagged litter along the edge of the shoulder. (City will pick up and dispose of bagged litter.)
- Support activities which will influence and encourage the public to improve drainageway and roadside appearance.
- Promote the activities of the organization through media attention.

It is further understood by \_\_\_\_\_ that the City will:

- Erect an identification sign on each road crossing of the adopted drainageway section to recognize the adopting organization's activities and efforts.
- Furnish a set of appropriate advance warning signs (to be set upon road crossings and maintained in place during litter pickup activities by the adopting organization).
- Furnish appropriate safety vests for all persons involved in litter pickup for the adopting organization.
- Furnish all litter bags needed by the adopting organization.
- Collect and dispose of all litter which is picked up and bagged by the adopting organization.
- Assist the adopting organization with litter pickup, promotional and media activities, to the extent practical. A two-week notice should be given to the Street Department.
- Issue the adopting organization a "Certificate of Recognition" upon completion of each year's successful participation in the Adopt A Stream Program.
- Meet with Contact/Safety Representatives prior to first scheduled pickup and at least one time annually thereafter.
- As long as four pickup events are conducted per year, the agreement will remain in effect with no annual renewal agreement necessary. If less than four are completed, the group will be asked whether or not it wishes to continue participating in the program.

\_\_\_\_\_  
Adopting Organization

\_\_\_\_\_  
Authorized Signature

\_\_\_\_\_  
Title

\_\_\_\_\_  
Date

CITY OF JONESBORO  
ADOPT A STREAM PROGRAM  
POLICY STATEMENT

**PROGRAM PURPOSE** - The Adopt A Stream Program provides for public involvement in controlling litter along selected sections of City Drainageways.

Businesses, individuals, and other groups are permitted to adopt a section of Drainageway for the purpose of litter control and to receive City recognition for their participation in the program.

**PROGRAM GUIDELINES** - The following guidelines will apply to any organization's or individual's participation in the Adopt A Stream Program:

The section of a Drainageway to be adopted will generally be from one to three miles in length, but can be of any length subject to City approval. Eligible sections will be selected by the adopting group, in cooperation with the Street Superintendent or his designated representative.

Litter pick up will be done at least four times a year. The recommended adoption period will be for one year, renewable at the request of the organization.

The City reserves the right to deny adoption or renewal requests by any group, individual or business based on any one of the following criteria:

- A. Safety of the participants, passing motorists or City employees
- B. Effectiveness of the litter control by the participants
- C. Harm to the public image of the Adopt A Stream program or City of Jonesboro

The program is not intended as a means of providing a public forum for groups, individuals, or businesses to use in promoting name recognition or political causes. Therefore, the City reserves the right to deny adoption of more than one section of highway to any group, individual or business.

Consideration will be given to water volume, velocities and to the geometrics of the drainageway in selecting appropriate program sites. Those sections determined unsafe or inappropriate by the Street Superintendent will not be eligible for adoption.

The Street Superintendent will coordinate the litter cleanup activities with adopting organization and monitor the organization's activities relative to safety.

The City will furnish the adopting organization with safety vests, advance warning signs and litter bags.

The City will dispose of the bagged litter.

The City will erect an appropriate sized sign along all roadway crossings of the adopted drainageway section to provide public recognition to the adopting organization for their participation in the program. The sign will have a maximum of 34 spaces available for the name of the adopting organization, limited to two lines with 17 characters per line. Spaces and dashes are considered characters. Political or business slogans and logos are prohibited, as well as names of candidates for political office. Phone numbers and addresses of adopting groups or businesses are also prohibited.

After each pickup, participants must file reports detailing the number of people involved, number of bags collected, and number of hours spent. Pickup report forms will be furnished by City. This record-keeping function is crucial to track the program's success and provide statistics to interested groups and the media.

Participants will be encouraged to schedule at least one of their required four pickups to coincide with the Great American Trash-Off in the spring, or the Great Arkansas Clean-Up the first weekend after Labor Day. Participants will be notified in advance of these events.

News media coverage will be encouraged to promote the Adopt A Stream Program and to recognize participating organizations.

Upon successful completion of participation in the program, the adopting organization will be presented a certificate of recognition on their anniversary date by the City.

For an applicant to qualify for admission into the Adopt A Stream Program the said applicant must adhere to the restrictions of all State or Federal non-discrimination laws. Specifically, the said applicant must not discriminate on the basis of race, religion, color or national origin. Such discrimination disqualifies the said applicant from admission into the Adopt A Stream Program.

An application for admission into the Adopt A Stream Program shall contain the following:

The complete name and complete mailing address of the applying group;

The current charter or current articles of incorporation of the applying group or organization;

The name and complete mailing address of the president, chairperson or authorized representative of the applying group or organization;

The name and complete mailing address of all members of the applying group or organization who will actually participate in the collecting of trash in the Adopt A Stream Program.





## Legislation Details (With Text)

<b>File #:</b>	ORD-11:059	<b>Version:</b>	1	<b>Name:</b>	Amend Stormwater Drainage Design Manual regarding nonresidential structures
<b>Type:</b>	Ordinance	<b>Status:</b>		<b>Status:</b>	Second Reading
<b>File created:</b>	7/20/2011	<b>In control:</b>		<b>In control:</b>	Public Works Council Committee
<b>On agenda:</b>		<b>Final action:</b>		<b>Final action:</b>	
<b>Title:</b>	AN ORDINANCE TO AMEND SECTION 9.2 OF THE STORMWATER DRAINAGE DESIGN MANUAL WITH REGARDS TO NONRESIDENTIAL STRUCTURES IN ZONES AE, AH, AO, AND A				
<b>Sponsors:</b>	Engineering				
<b>Indexes:</b>	Code of Ordinances amendment, Technical Code				
<b>Code sections:</b>					
<b>Attachments:</b>					

Date	Ver.	Action By	Action	Result
8/16/2011	1	City Council		
8/2/2011	1	Public Works Council Committee		

### Title

AN ORDINANCE TO AMEND SECTION 9.2 OF THE STORMWATER DRAINAGE DESIGN MANUAL WITH REGARDS TO NONRESIDENTIAL STRUCTURES IN ZONES AE, AH, AO, AND A

### Body

WHEREAS, the City Council adopted a certain Technical Code entitled the Stormwater Drainage Design Manual on December 18, 2008 (ORD-08:099);

WHEREAS, it has been found that there is an error in the Stormwater Drainage Design Manual in reference to floodproofing elevation requirements for nonresidential structures in Zone AE, AH, AO, AND A;

WHEREAS, the Stormwater Management Board recommends to amend Section 9.2 of Stormwater Drainage Design Manual to lower the elevation for floodproofing nonresidential structures in Zones AE, AH, AO, and A from 3 feet above the base flood level to 2 feet above the base flood level.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF JONESBORO, ARKANSAS THAT:

SECTION 1: That Section 9.2 of the Stormwater Drainage Design Manual be amended to the following:

(1)(b)1.b. be floodproofed such that, together with attendant utility and sanitary facilities, be designed so that below (an elevation of 2 feet above) the base flood level the structure is watertight with walls substantially impermeable to the passage of water and with structural components having the capability of resisting hydrostatic and hydrodynamic loads and effects of buoyancy.

(3)(b)1.b. be floodproofed such that the structure, together with attendant utility and sanitary facilities be designed so that below (2 feet or more) above the published BFE in Zone AH, or (2 feet or more) above the base specified flood depth in an AO Zone, the structure is watertight with walls substantially impermeable to the passage of water and with structural components having the capability of resisting hydrostatic and hydrodynamic loads and effects of buoyancy.

(4)(c)1.b. be floodproofed such that, together with attendant utility and sanitary facilities, be designed so that below (an elevation of 2 feet above)the base flood level the structure is watertight with walls substantially impermeable to the passage of water and with structural components having the capability of resisting hydrostatic and hydrodynamic loads and effects of buoyancy.

SECTION 2. That the provisions of this Ordinance are declared to be severable. In the event any portion or portions may be declared unconstitutional does not render the remaining provisions invalid. Further, all Ordinances and parts of Ordinances in conflict herewith are hereby repealed to the extent of said conflict.

SECTION 3. That the Mayor and the City Clerk are hereby authorized by the City Council for the City of Jonesboro to adopt the above referenced amendment to the Stormwater Drainage Design Manual.



## Legislation Details (With Text)

<b>File #:</b>	ORD-11:055	<b>Version:</b>	1	<b>Name:</b>	Amend Code of Ordinances regarding traffic regulations
<b>Type:</b>	Ordinance	<b>Status:</b>		<b>Status:</b>	Third Reading
<b>File created:</b>	7/12/2011	<b>In control:</b>		<b>In control:</b>	Public Safety Council Committee
<b>On agenda:</b>		<b>Final action:</b>			
<b>Title:</b>	AN ORDINANCE AMENDING EXISTING AND ESTABLISHING NEW TRAFFIC REGULATIONS FOR THE CITY OF JONESBORO, ARKANSAS, AND PROVIDING FOR THE ADMINISTRATION AND ENFORCEMENT THEREOF				
<b>Sponsors:</b>	Police Department				
<b>Indexes:</b>	Code of Ordinances amendment				
<b>Code sections:</b>	Chapter 66 - Traffic & Vehicles				
<b>Attachments:</b>					

Date	Ver.	Action By	Action	Result
8/16/2011	1	City Council		
8/2/2011	1	City Council	Held at one reading	
7/19/2011	1	Public Safety Council Committee		

title  
AN ORDINANCE AMENDING EXISTING AND ESTABLISHING NEW TRAFFIC REGULATIONS FOR THE CITY OF JONESBORO, ARKANSAS, AND PROVIDING FOR THE ADMINISTRATION AND ENFORCEMENT THEREOF

body  
BE IT ORDAINED AND ENACTED by the City Council of the City of Jonesboro, State of Arkansas, as follows:

### ARTICLE I: GENERAL PROVISIONS.

SECTION 1: PURPOSE: This ordinance is designed to enact certain traffic and other regulations that will address issues of public safety not currently addressed under state law or city ordinance; allow for the appropriate routing of traffic in emergency and temporary congestion circumstances, and to address issues of pedestrian safety and vehicular safety and congestion caused by the improper parking of vehicles or other roadway and sidewalk obstructions.

### ARTICLE 2: REGULATIONS TO BE NEWLY ENACTED

SECTION 1: **Temporary Restrictions:** The Director of the Street Department, Fire Chief or Police Chief are authorized to temporarily prohibit parking, stopping, or standing on driveways, streets, alleys, and parking lots and may cause traffic to be restricted or rerouted as necessitated by construction, emergency situations, or special events on public streets. When time permits notice of such restrictions shall be given by the posting of temporary signs or barriers by any designated City official. It shall be prohibited to violate such regulations.

SECTION 2: **Roller-Skates (or Roller Blades), Skateboards, and Scooters:** Unless otherwise designated for such, it is prohibited to operate roller-skates, skateboard, or scooter on any public property not designated for



such purpose. This includes, but is not limited to: streets, alleys, drives, sidewalks, walkways, patios, plazas, parking lots and garages, steps of buildings, and rock walls. This shall also include operation of such conveyances on private property without the consent of the property owner or proprietor.

**SECTION 3: Utilizing City Street for a Play Area:** Unless previously authorized by special permit or with special permission as part of a block party or similar event, no city street shall be utilized as a play area. Additionally, residents shall not place basketball goals or other game and play equipment within 15 feet of the travelled portion of the roadway.

### ARTICLE 3: ADDENDUM TO EXISTING REGULATIONS

SECTION 1: That city regulation, Section 66-188, 'Parking not to obstruct traffic', which currently reads "No vehicle shall be stopped as to obstruct a crossing and shall not be stopped or allowed to stand within the intersection of any street or alley." Shall be removed from the code in its entirety and replaced with the following:

**Obstructing Traffic** - It shall be prohibited for any person to park or bring to a halt on any city street, paved sidewalk (unless part of a private or public driveway) or designated bike path any vehicle, trailer or other obstruction in such a manner as to interfere with normal vehicular or pedestrian traffic. When a sidewalk is available, pedestrians shall not leave the sidewalk, curb or other places of safety and walk or run in the path of vehicular traffic. Additionally, pedestrians shall not utilize the roadway in a manner making it impossible for drivers utilizing the roadway to yield.

"Interference with normal vehicular traffic" shall be defined as obstructing the street to reduce the available width of the roadway to less than 20 feet or, in the case of a cul de sac or turnaround, reduce the free flow of traffic by reducing the turning radius to less than 60 feet as such dimensions of available roadway are necessary for the safe operations of fire trucks or other emergency vehicles.

SECTION 2: That city regulation, Section 66-150, 'Driving on sidewalk', which currently reads "No person shall drive any vehicle on any paved sidewalk or curb unless going into or coming out of premises into which a driveway has been constructed connecting with the street.", should be amended to include definition of a vehicle and read as follows: "No person shall drive any vehicle, including motorized conveyances such as scooters and mopeds (but not motorized wheelchairs), on any paved sidewalk or curb unless going into or coming out of premises into which a driveway has been constructed connecting with the street."

SECTION 3: That city regulation, Section 66-154, 'Alighting from moving vehicle', which currently reads "No person riding in any vehicle operated over the streets and alleys of the city shall alight there from while the same is in motion, but shall wait until said vehicle comes to a full stop.", should be amended to include positioning of said vehicle in relation to the side of the road and read "No person riding in any vehicle operated over the streets and alleys of the city shall alight there from while the same is in motion, but shall wait until said vehicle comes to a full stop within eighteen inches of the right-hand curb or side of the roadway."



## Legislation Details (With Text)

<b>File #:</b>	ORD-11:062	<b>Version:</b>	1	<b>Name:</b>	Rezoning by Susan Carter and Toby Alexander
<b>Type:</b>	Ordinance	<b>Status:</b>		<b>Status:</b>	Third Reading
<b>File created:</b>	8/10/2011	<b>In control:</b>		<b>In control:</b>	City Council
<b>On agenda:</b>		<b>Final action:</b>			
<b>Title:</b>	AN ORDINANCE TO AMEND CHAPTER 117, KNOWN AS THE ZONING ORDINANCE PROVIDING FOR CHANGES IN ZONING BOUNDARIES FROM R-1 TO C-3 FOR PROPERTY LOCATED AT 2216 SPENCE CIRCLE AS REQUESTED BY TOBY ALEXANDER				
<b>Sponsors:</b>					
<b>Indexes:</b>	Rezoning				
<b>Code sections:</b>					
<b>Attachments:</b>	<a href="#">Plat</a> <a href="#">MAPC Report</a>				

Date	Ver.	Action By	Action	Result
8/16/2011	1	City Council		

title  
AN ORDINANCE TO AMEND CHAPTER 117, KNOWN AS THE ZONING ORDINANCE PROVIDING FOR CHANGES IN ZONING BOUNDARIES;  
body  
BE IT ORDAINED BY THE CITY COUNCIL OF JONESBORO, ARKANSAS:

SECTION 1: CHAPTER 117, KNOWN AS THE ZONING ORDINANCE OF THE CITY OF JONESBORO, ARKANSAS BE AMENDED AS RECOMMENDED BY THE METROPOLITAN AREA PLANNING COMMISSION BY THE CHANGES IN ZONING CLASSIFICATION AS FOLLOWS:

FROM Residential, R-1 TO C-3, General Commercial, THE FOLLOWING DESCRIBED PROPERTY:

### LEGAL DESCRIPTION:

The west 80' of Lot 11, Block "B" of Spence Subdivision of a part of the Northeast Quarter of the Southeast Quarter of Section 29, Township 14 North, Range 4 East, Craighead County, Arkansas, as shown by Plat in Deed Record 123, Page 232 at Jonesboro, Arkansas.

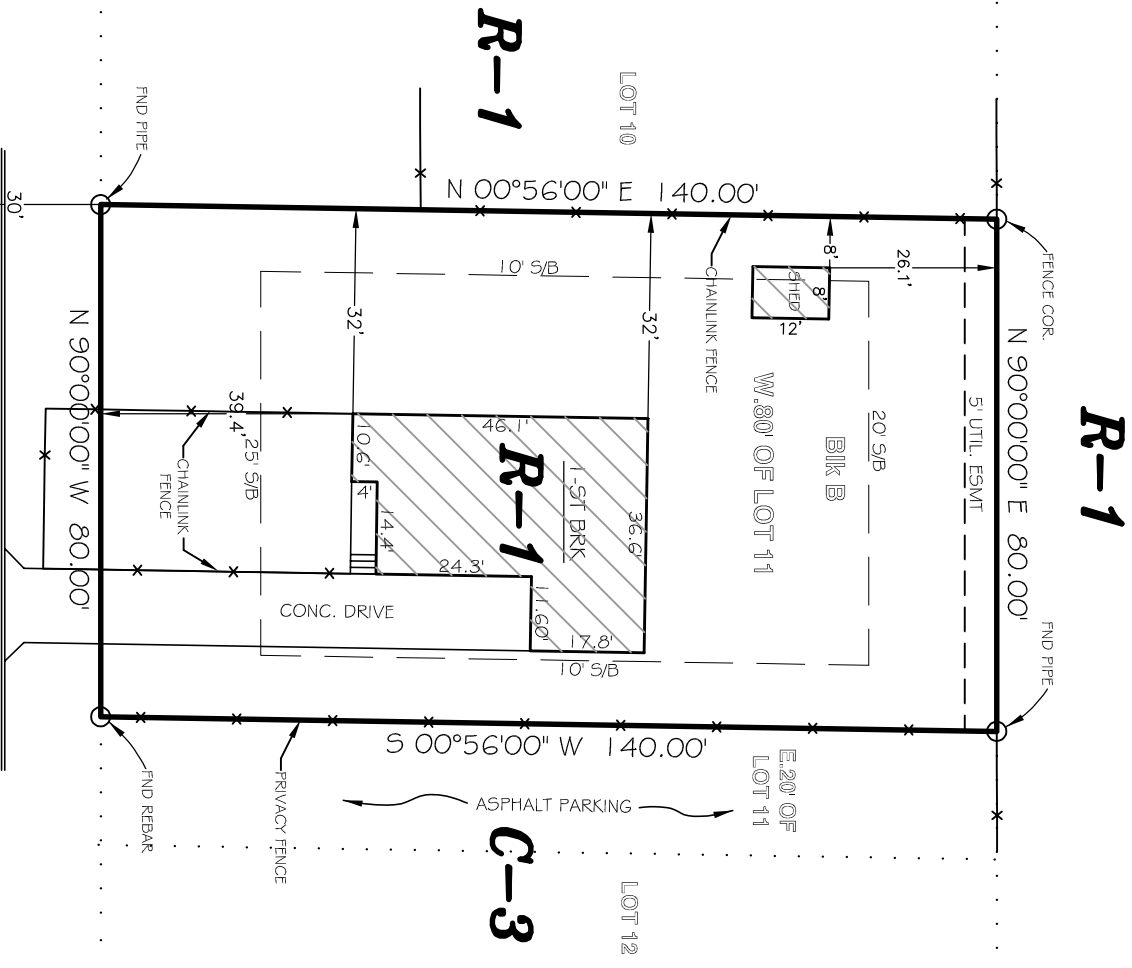
SECTION 2: THE REZONING OF THIS PROPERTY SHALL ADHERE TO THE FOLLOWING STIPULATIONS:

1. Site details shall be submitted for approval of the Final Site Development Plan to the MAPC.
2. A final development plan shall be required to be reviewed and approved by the MAPC and shall include final details on drainage, grading, access management, signage, lighting photometrics, landscaping/buffer screening considered in this petition.

# EXISTING R-1 ZONING REQUESTED C-3 ZONING

**R-2**

C/L SPENCE CIRCLE



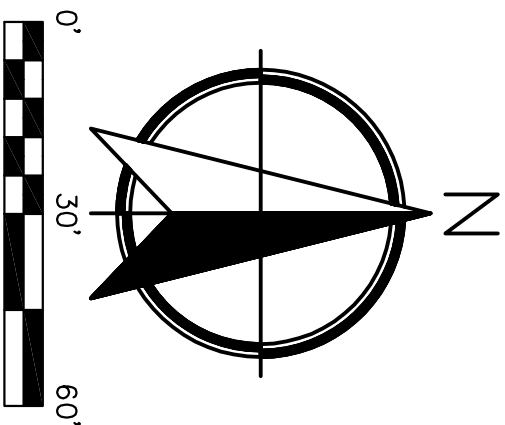
**C-3**

**LEGAL DESCRIPTION:**

The West 80 feet of Lot 11 in Block "B" of Spence Subdivision of a part of the Northeast Quarter of the Southeast Quarter of Section 29, Township 14 North, Range 4 East, Craighead County, Arkansas, as shown by Plat in Deed Record 123 page 232 at Jonesboro, Arkansas.

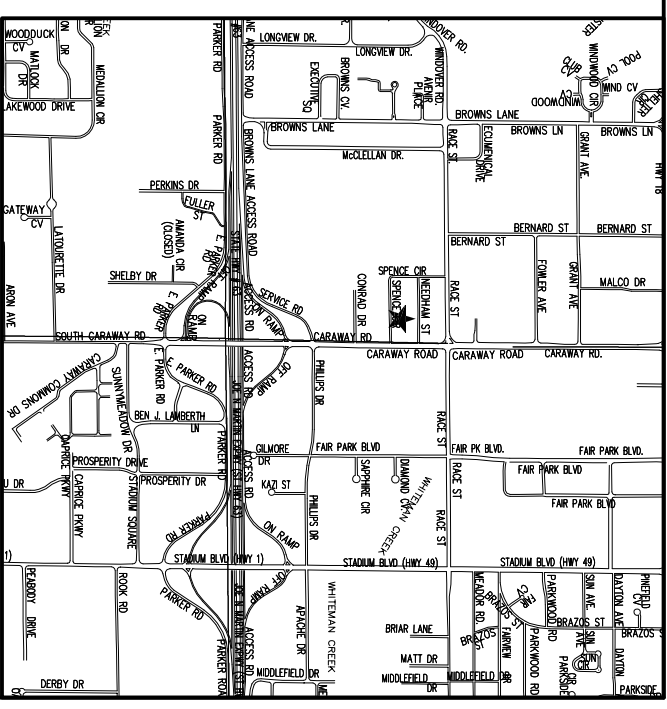
**CERTIFICATE OF SURVEY:**

To all parties interested in Title to these premises: I hereby certify that I have prior to this day made a survey of the above described property as shown on the Plat of Survey hereon. The property lines and corner monuments, to the best of my knowledge and ability, are correctly established: the improvements are as shown on the Plat of Survey. Encroachments, if any, as disclosed by Survey, are shown hereon.



**NOTES:**

- 1) THIS SURVEY AND PLAT ARE THE PROPERTY OF THE SURVEYOR AND ARE INTENDED FOR THE SOLE USE AND BENEFIT OF THE SURVEYOR & CLIENT.
- 2) BEARINGS BASED ON GPS OBSERVATION.
- 3) THE CLOSURE PRECISION OF THE PLAT IS IN EXCESS OF 1" IN 500,000'.
- 4) THE RESEARCH COMPLETED FOR THIS SURVEY INCLUDES LEGAL DESCRIPTION PROVIDED AND PREVIOUS SURVEYS.
- 5) ALL PINS SET ARE 1/2" REBAR, UNLESS NOTED OTHERWISE.
- 6) FLOOD PLAIN: THIS TRACT DOES NOT LIE WITHIN THE 100-YR FLOOD PLAN PER FLOOD INSURANCE RATE MAP OF CRAIGHEAD CO., ARK. AND INCORPORATED AREAS, COMMUNITY PANEL NO. 0503103132 C, DATED 09/27/91. THIS TRACT DOES LIE WITHIN A ZONE "X" FLOOD PLAN, PER THE MAP REFERENCED ABOVE.



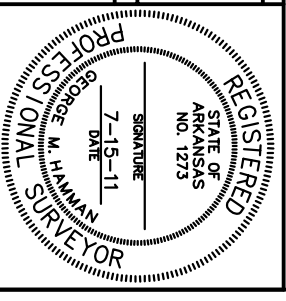
ENGINEERS      PLANNERS      SURVEYORS



203 Southwest Dr. - Jonesboro, AR - (870)932-7880 - www.civilogic.net

REZONING PLAT  
PT. LOT 11, BLK B, SPENCE SUBD.  
FOR  
SUSAN CARTER  
JONESBORO, ARKANSAS

Date	07-15-11	Scale	1" = 30'	Job No.	111088	Sheet No.	1 of 1
Section	29	Township	14N	Range	4E	County	CRAIGHEAD





*City of Jonesboro City Council*  
**Staff Report – RZ 11-15: Toby Alexander 2216 Spence Circle**  
**Huntington Building - 900 W. Monroe**  
*For Consideration by the Council on August 16, 2011*

**REQUEST:** To consider a rezoning of a parcel of land containing 0.25 acres more or less

**PURPOSE:** A request/ recommendation to Council for a rezoning from R-1 Single Family Residential to C-3 General Commercial

**APPLICANT OWNER:** Home Health Professionals 2222 Spence Circle Jonesboro AR 72401  
Toby Alexander, 601 Tannehill Dr. Jonesboro AR 72404

**LOCATION:** 2216 Spence Circle, Jonesboro, AR 72401

**SITE DESCRIPTION:** Tract Size: Approx. +/- .25 Acres (11,200 sq. ft.)  
Frontage: Approx. 80' +/- Spence Circle  
Topography: Flat  
Existing Dvlpmt: Existing Residence

<b>SURROUNDING CONDITIONS:</b>	<u>ZONE</u>	<u>LAND USE</u>
	North: R-1	Residence
	South: R-2	Apartments
	East: C-3	General Office
	West: R-1	Residence

**HISTORY:** None.

**ZONING ANALYSIS:** City Planning Staff has reviewed the proposed Zone Change and offers the following findings.

**COMPREHENSIVE PLAN FUTURE LAND USE MAP**

The proposed site falls within a recommended Residence Transitional Area on the future land use map. Consistency is not achieved with the submitted petition. However, adjacency to a service oriented office use will not cause any adverse impact on the surrounding neighborhood, but will allow for additional parking for the healthcare facility.

**Approval Criteria- Section 14.44.05, (5a-g) - Amendments:**

The criteria for approval of a rezoning are set out below. Not all of the criteria must be given equal consideration by the planning commission or city council in reaching a decision. The criteria to be considered shall include but not be limited to the following:

- (a) Consistency of the proposal with the Comprehensive Plan
- (b) Consistency of the proposal with the purpose of the zoning ordinance.

- (c) Compatibility of the proposal with the zoning, uses and character of the surrounding area;
- (d) Suitability of the subject property for the uses to which it has been restricted without the proposed zoning map amendment;
- (e) Extent to which approval of the proposed rezoning will detrimentally affect nearby property including, but not limited to, any impact on property value, traffic, drainage, visual, odor, noise, light, vibration, hours of use/operation and any restriction to the normal and customary use of the affected property;
- (f) Length of time the subject property has remained vacant as zoned, as well as its zoning at the time of purchase by the applicant; and
- (g) Impact of the proposed development on community facilities and services, including those related to utilities, streets, drainage, parks, open space, fire, police, and emergency medical services.



Zoning/Vicinity Map

**MAPC RECORD OF PROCEEDINGS: Public Hearing Held August 9, 2011**

**Applicant:** Murl Smith: I am representing the seller of this property, and we are asking for a rezoning to C-3.

**Public Input:** None.

**Staff:** Mr. Spriggs gave staff comments. The property is listed on the Land Use Plan as Residence Transitional, in which the request is inconsistent. However due to proximity to Caraway Road, a major commercial corridor, we feel this type of transition to the adjacent

residential will not be of any adverse impact. This will allow for some flexible parking for the abutting agency as mentioned in the staff report. We are asking for a final site plan to be submitted by the applicant to include a buffer/barrier with a 6 ft. privacy fencing; lighting photometrics should be submitted as well. Staff is confident that if this plan is submitted, we can administratively approve the final review on behalf of the Commission.

No additional input/questions from the Commission.

**Commission Action:**

Mr. White made a motion to affirm to the Council that we approve this request subject to the conditions requested by the Planning Department Staff; Motion 2<sup>nd</sup> by Mr. Tomlinson.

**Roll Call Vote:** Mr. White- Aye; Mr. Tomlinson- Aye; Ms. Norris-Aye; Mr. Dover-Aye; Mr. Roberts- Aye; Mr. Kelton- Aye; Mr. Scurlock-Aye; Mr. Hoelscher- Absent; Mr. Halsey-Chair. Case Approved: 7-0.

**Findings:**

**Master Street Plan/Transportation**

The subject site is located on a local street Spence Street which is a local road. The rezoning plat shows Spence Street at 30 ft. Driveway access drives shall be submitted and coordinated with the appropriate reviewing agency for approval.

**Zoning compliance:**

The applicant is requesting a change to a General Commercial (C-3) which will allow the development to be consistent with the adjacent commercial use.

**Landscaping/Lighting/Dumpster Location/Screening/ Signage:**

A final site plan should be submitted illustrating the location and details of Landscaping, Lighting, Dumpster Location and Screening for MAPC to assure buffering of the single family lot to remain west of the subject parcel.

**Conclusion:**

The MAPC and the Planning Department Staff find that the requested Zone Change submitted by Toby Alexander, should be evaluated based on the above observations and criteria ( Case RZ 11-15, a request to rezone property from R-1 to C-3), and is hereby recommended for approval to the Jonesboro City Council. It is important to staff that all the issues cited above be addressed by the applicant, so that a number of stipulations can added to address those issues.

**The conditions for recommendation of approval shall include the following:**

1. Site details shall be submitted for approval of the Final Site Development Plan to the MAPC.
2. A final development plan shall be required to be reviewed and approved by the MAPC and shall include final details on drainage, grading, access management, signage, lighting photometrics, landscaping/buffer screening considered in this petition.

Respectfully Submitted for Council Consideration,

Otis T. Spriggs, AICP  
Planning & Zoning Director



# Site Photographs



View looking East along Spence Circle.



View looking North towards site.





View looking East of subject property frontage.



View looking South from site of multi-family dwellings.





View looking South from subject site rearyard..



View looking North of abutting residential property.





View looking North of abutting commercial property (Home Health Professionals).